

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 05-00611 WHA

Plaintiff,

v.

**ORDER TRANSFERRING
DEFENDANT JOHNSON TO
ANOTHER FACILITY AND
VACATING TRIAL DATE**

DALE SCOTT HEINEMAN, KURT F.
JOHNSON, THE DOREAN GROUP,
WILLIAM JULIAN; FARREL J.
LECOMPTE, JR., SARA J. MAGOON, and
CHARLES DEWEY TOBIAS,

Defendants.

Based on the government's showing and in the interests of justice, it is hereby
ORDERED that defendant Johnson be housed at a facility other than FCI Dublin. Defendant
Heineman shall continue to be housed at FCI Dublin. The Court will entertain motions by the
defendants to: (1) meet as needed to prepare their defense, and (2) use the computer that has the
electronic discovery. Good cause for these requests must be shown. (The Court notes that
defendants Heineman and Johnson have not used the electronic-discovery computer since
August 26.)

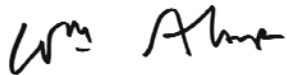
The government has informed the Court that defendant William Julian has been
apprehended in Panama. The government expects that he will be extradited to the United States

1 by mid-December. Accordingly, the trial date currently scheduled for **JANUARY 8, 2007** is
2 hereby **VACATED**. The pretrial conference currently scheduled for **DECEMBER 18, 2006** is also
3 **VACATED**. A status conference will be held on **DECEMBER 11, 2006 AT 2:00 P.M.**

4 Under the Speedy Trial Act, time is excluded until December 11, 2006, for the reasons
5 previously stated and because at least one at-large defendant is now in the process of extradition
6 back to stand trial.

7
8 **IT IS SO ORDERED.**

9
10 Dated: November 8, 2006



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE